

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

In Re:) **Case No. 21-41517-elm-11V**
)
ANSON FINANCIAL, INC.,) Fort Worth, Texas
) October 21, 2021
Debtor.) 9:00 a.m. Docket
)
) MOTIONS
)
_____)

TRANSCRIPT OF PROCEEDINGS
BEFORE THE HONORABLE EDWARD L. MORRIS,
UNITED STATES BANKRUPTCY JUDGE.

APPEARANCES:

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1 ones were not public?

2 A I don't recall.

3 Q Whenever you were working for Mr. Ferguson under either
4 J. Michael Ferguson, P.C. or as attorney for Anson Financial,
5 did you help prepare formation documents for SNF Funding?

6 A I have no memory of doing that, but I suppose it's
7 possible. If it happened, it would have been more than five
8 years ago, I think.

9 Q Did you -- was SNF Funding an entity that you did work
10 for?

11 A I don't remember doing any work for them, other than I
12 think maybe there was a mobile home situation, but I can't
13 recall if that was them or some other company.

14 Q Okay. And did you do work for Alber 287 (phonetic)?

15 A Oh, I'm sorry, that was the one with the mobile home.
16 And I worked on that mobile home situation. But I can't -- I
17 don't remember a whole lot about the details.

18 Q So you worked on the Alber 287 venture under Anson? For
19 Anson?

20 A I don't remember.

21 Q Regarding that 18,000, roughly, I mean, approximately
22 18,000 pages of financials that you received on behalf of
23 Anson, did you provide those to another attorney, Caleb
24 Moore?

25 A Yes.

Ghrist - Cross

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1 Q And did you redact anything in those?

2 A No.

3 Q Did you take out any documents that you provided to him?

4 A Not that I recall.

5 Q And Mr. Moore is the attorney that represents Bryan

6 Frazier v. Anson Financial, Inc. in the 342nd State Court,

7 correct?

8 A I thought he represented the Alber Joint Venture, but it

9 could be.

10 Q Okay. And so you didn't protect the documents of Anson

11 Financial whenever -- before you handed them over?

12 A I'm not sure what you mean by that.

13 Q I just want to make sure it's clear for the record that

14 you didn't redact anything or limit, like you said, to the

15 Alber 287 matter.

16 A Limit to the Alber?

17 Q Uh-huh.

18 A No. Patrick -- when I gave the records to Caleb Moore, I

19 -- he is my attorney in the case in the 17th District Court,

20 and I have consulted with him related to the other case, and

21 I asked him to look at them in connection with helping me

22 with post-judgment collections on my case.

23 Q Okay. So I'm just trying to make sure I get the triangle

24 right. So, in the 17th District Court, Mr. Moore represented

25 you. In the 67th District Court, Mr. Moore did not represent

Ghrist - Cross

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1 you, and that's where you received the 18,000 pages of
2 documents. Correct?

3 A Yes.

4 Q Okay. And so Mr. Moore represents Bryan Frazier against
5 Anson Financial, who you did work for, in the 342nd, and that
6 is the case that you handed over the 18,000 pages of
7 documents to?

8 A No.

9 Q Which part is not correct?

10 A That's all correct except for the part where I handed
11 over the documents for some other case.

12 Q For which other case?

13 A When I gave him the documents, I asked him to look at the
14 case -- the documents for myself.

15 Q Okay. In what regard? Because he wasn't representing
16 you in the 67th.

17 A It was in regard to he was my attorney.

18 Q But he was not your attorney on the 67th court case.

19 A He didn't make an appearance, but I asked him for advice
20 from time to time.

21 Q Okay. And were you aware at that time that he was also
22 handling representation against Anson Financial in another
23 state court case?

24 A Yes.

25 Q Okay. And you thought it was appropriate to provide him

Ghrist - Cross

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1 discovery, bank statements of Anson Financial?

2 A Correct.

3 Q And have you seen the monthly reports that the Debtor has
4 filed in this case?

5 A I skimmed through. I haven't spent a lot of time on it.

6 Q Real quick. On the 67th court case, where you received
7 the production of documents of the 18,000, and then an
8 additional couple hundred from Mr. Ferguson, had the bond in
9 that case already been paid? Or let me -- let me rephrase.
10 Was -- was that -- let me rephrase. Was that court case
11 currently on appeal?

12 A Sorry. When was it on appeal?

13 Q Whenever you received the 18,000 pages of discovery from
14 Chase and the couple hundred pages of discovery from Mr.
15 Ferguson, was that court case currently on appeal?

16 A Yes.

17 Q And did you ever receive an injunction order?

18 A No. No. That's under advisement right now.

19 MS. MAGAN: Pass the witness.

20 THE WITNESS: I assume you're referring to the post-
21 judgment injunction against transfer of the dissipating
22 assets.

23 BY MS. MAGAN:

24 Q Correct.

25 A Well, there's no injunction because I don't think the

1 responsibilities. So let me, before we break, ask if anybody
2 has any questions or concerns with respect to the assignments
3 or scope of the orders or otherwise.

4 MR. CARRUTH: None from the Debtor, Your Honor.

5 MS. MAGAN: No questions, Your Honor.

6 THE COURT: All right. Very good.

7 MR. GHRIST: No.

8 THE COURT: Then that will conclude the matters on
9 today's docket. The Court will be in recess.

10 (Conclusion of proceedings at 4:13 p.m.)

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CERTIFICATE

20 I certify that the foregoing is a correct transcript from
21 the electronic sound recording of the proceedings in the
above-entitled matter.

22 **/s/ Kathy Rehling**

11/26/2021

23

24 _____
Kathy Rehling, CETD-444
Certified Electronic Court Transcriber

Date

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